Docket No.: 050212-0540

OCT 2.8 2005 E

PATENT

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In re Application of

Customer Number: 20277

NISHIBAYASHI, YOSHIKI, et al.

Confirmation Number: 8724

'ES PATENT AND TRADEMARK OFFICE

Application No.: 10/667,149

Group Art Unit: 2879

Filed: September 22, 2003

Examiner: German Colon

For: ELECTRON EMISSION ELEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	7	20	0	\$50.00 =	\$0.00
Independent Claims	3	3	0	\$200.00 =	\$0.00
		Multiple dependent claims newly presented			\$0.00
Fee for extension of time				\$0.00	
					\$0.00
		Total of Above Calculations			\$0.00

Please charge my Deposit Account No. <u>500417</u> in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Brian K. Seidleck

Registration No. 51,321

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Phone: 202.756.8000 BKS:idw

Facsimile: 202.756.8087 **Date: October 28, 2005**

Please recognize our Customer No. 20277 as our correspondence address.



Docket No.: 50212-54 PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277

Yoshiki NISHIBAYASHI, et al. : Confirmation Number: 8724

Serial No.: 10/667,149 : Group Art Unit: 2879

Filed: September 22, 2003 : Examiner: Colón, German

For: ELECTRON EMISSION ELEMENT

AMENDMENT

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The following Amendment and Remarks are submitted in response to the Office Action dated July 28, 2005. Please amend the above-identified application as follows.